

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ABBOTT LABORATORIES, an Illinois
corporation, FOURNIER INDUSTRIE ET
SANTÉ, a French corporation, and
LABORATOIRES FOURNIER S.A., a
French corporation,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.,
a Delaware Corporation,

Defendant.

TEVA PHARMACEUTICALS USA, INC.,
a Delaware corporation, TEVA
PHARMACEUTICAL INDUSTRIES
LIMITED, an Israeli corporation, and
NOVOPHARM, LTD., a Canadian
corporation,

Counterclaim-Plaintiffs,

v.

ABBOTT LABORATORIES, an Illinois
corporation, FOURNIER INDUSTRIE ET
SANTÉ, a French corporation, and
LABORATOIRES FOURNIER S.A., a
French corporation,

Counterclaim-Defendants.

Civil Action No. 02-1512-KAJ
(Consolidated)

ABBOTT LABORATORIES, an Illinois
corporation, FOURNIER INDUSTRIE ET
SANTÉ, a French corporation, and
LABORATOIRES FOURNIER S.A., a
French corporation,

Plaintiffs,

v.

IMPAX LABORATORIES, INC., a
Delaware corporation,

Defendant.

Civil Action No. 03-120-KAJ
(Consolidated)

IMPAX LABORATORIES, INC., a
Delaware corporation,

Counterclaim-Plaintiff

v.

ABBOTT LABORATORIES, an Illinois
corporation, FOURNIER INDUSTRIE ET
SANTÉ, a French corporation, and
LABORATOIRES FOURNIER S.A., a
French corporation,

Counterclaim-Defendants.

IN RE TRICOR DIRECT PURCHASER
ANTITRUST LITIGATION

Civil Action No. 05-340-KAJ
(Consolidated)

THIS DOCUMENT RELATES TO:

ALL ACTIONS

IN RE TRICOR INDIRECT PURCHASER
ANTITRUST LITIGATION

Civil Action No. 05-360-KAJ
(Consolidated)

THIS DOCUMENT RELATES TO:

ALL ACTIONS

ORDER

For the reasons set forth in the Memorandum Opinion issued in this matter today,

IT IS HEREBY ORDERED that the Consolidated Motion to Dismiss (C.A. 02-1512, D.I. 383; C.A. 02-1512, D.I. 429; C.A. 03-120, D.I. 294; C.A. 05-340, D.I. 38; C.A. 05-360, D.I. 39) is DENIED.


UNITED STATES DISTRICT JUDGE

May 26, 2006
Wilmington, Delaware